

SEXUALITY, GENDER AND THE LAW

JANUARY INTENSIVE

Spring 1999

Distinguished Visiting Professor William Eskridge

**Faculty of Law
University of Toronto**

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SEMINAR ON SEXUALITY, GENDER, AND THE LAW
SYLLABUS
Professor Eskridge

The materials for this seminar will consist of a casebook, William Eskridge and Nan Hunter, *Sexuality, Gender, and the Law* (Foundation Press 1997) ("CB") and xexoxed materials compiled by Professor Eskridge ("Mats"). The casebook includes historical and doctrinal matter particular to the United States, as well as theoretical materials from a range of sources. The materials tend to be comparative, focusing on doctrinal matter from the British Commonwealth countries, most notably Canada, and Europe.

Session 1. Rights of Sexual Privacy: Abortion and Sodomy
(Read CB 13-55, 189-202; Mats 1-16)

Session 2. Sex Discrimination and Compulsory Gender Role
(Read CB 73-92, 136-70; Mats 17-37)

Session 3. Sexual Orientation Discrimination and Compulsory Heterosexuality
(Read CB 92-119; Mats 38-98)

Session 4. The Case for Same-Sex Marriage
(Read CB 119-24, 795-826; Mats 99-104)

Session 5. Modern Theories of Sexuality and Gender
(Read CB 136-56, 162-68, 229-61; Mats 105-11)

Session 6. Social Constructionist Theories of Sexuality and Gender
(Read CB 262-305, 61-66 plus 316-17)

Session 7. Sexuality and Harassment in the Workplace
(Read CB 870-75, 913-37; Mats 112-37)

Session 8. Clashes Between Free Speech and Equality: Hate Speech and Pornography
(Read CB 437-43, 491-505, 508-19, 533-62; Mats 138-71)

Session 9. The Construction of Sexual Consent
(Read CB 1003-35, 1044-62)

